CASE S-18805H

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Gail C. Griffin

Type or print name

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE U.S. PATENT OF

ART UNIT: 1638

KOZIEL ET AL.

EXAMINER: E. McElwain

U.S. Patent No. 6,320,100

Issued: November 20, 2001

APPLICATION NO: 08/547,422

FILED: April 11, 2000

FOR: SYNTHETIC DNA SEQUENCE HAVING ENHANCED

INSECTICIDAL ACTIVITY IN MAIZE

Commissioner for Patents Washington, DC 20231

STATEMENT UNDER 37 CFR 1.324

Sir:

Pursuant to 37 C.F.R. § 1.324(b)(2), we (I) do hereby state that we (I) have no disagreement with adding as an inventor on the above referenced case: Nadine B. Carozzi.

This the 27 day of February

Name: Nalini Desai

This the 21 day of Tebrusar

This the 26 day of February

Name: Steven Evola

This the 26 day of Februar

Name: Karen Launis

By: Pohn Dauger	This the 26 day of February 2002
Name: John L. Dawson By: Market Bundler Name: Erik Dunder	This the 26 day of February, 2002
By: June: Janet Suttie	This the 26 day of February, 2002
·	Respectfully submitted,
Syngenta Biotechnology, Inc. Patent Department P.O. Box 12257 Research Triangle Park, NC 27709-2257 (919) 541-8587 Date:	J. Timothy Meigs Attorney for Patentees Reg. No. 38,241

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This the 22 day of Fa

Name: Martha Wright

Syngenta Biotechnology, Inc. Patent Department

P.O. Box 12257

Research Triangle Park, NC 27709-2257

(919) 541-8587

Date:

3/28/02

Respectfully submitted,

J. Timothy Méigs

Attorney for Patentees

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This the $2 \int day of \underline{Q}$

Name: Steven J. Rothstein

Respectfully submitted,

Syngenta Biotechnology, Inc.

Patent Department P.O. Box 12257

Research Triangle Park, NC 27709-2257

(919) 541-8587

Date:

3/28/02

Timothy Meigs Attorney for Patentees

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This the 21 day of Febru

Respectfully submitted,

Syngenta Biotechnology, Inc. **Patent Department**

P.O. Box 12257

Research Triangle Park, NC 27709-2257

(919) 541-8587

Date:

Timothy Meigs

Attorney for Patentees

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Sir:

Pursuant to 37 C.F.R. § 1.324(b)(2), we (I) do hereby state that we (I) have no disagreement with adding as an inventor on the above referenced case: Nadine B. Carozzi.

This the 23 day of Feb

2002.

Name: Gary M. Pace

Syngenta Biotechnology, Inc.

Patent Department

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Research Triangle Park, NC 27709-2257

(919) 541-8587

Date:

3/28/02

Respectfully submitted,

J. Timothy Meias

Attorney for Patentees

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Gail C. Griffin

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Commissioner for Patents Washington, DC 20231

STATEMENT UNDER 37 CFR 1.324(b)(1)

Sir:

Pursuant to 37 C.F.R. § 1.324(b)(1), Nadine B. Carozzi does hereby state that the error in inventorship occurred without deceptive intent on her part.

2002.

Syngenta Biotechnology, Inc.

Patent Department

P.O. Box 12257

Research Triangle Park, NC 27709-2257

(919) 541-8587

Date:

3/28/02

Respectfully submitted,

Attorney for Patentees



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Gail C. Griffin

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Signature

4 2002 Date

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Bv:

Name: Michael Koziel/

This the 21 day of February

2002.

Respectfully submitted,

Syngenta Biotechnology, Inc.

Patent Department

P.O. Box 12257

Research Triangle Park, NC 27709-2257

(919) 541-8587

Date:

3/28/02

J. Timothy Meigs

Attorney for Patentees

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APR 0 8 2002	First Named Inventor	Michael Koziel
CUDDI EVENTAL	COUR ETE	IF KNOWN
DECLARATION FOR STILLTY OR DESIGN	Application Number	09/ / 547,422
OR DESIGN A TRADE		April 11, 2000
PATENT APPLICATION	Filing Date	1638
(37 CFR 1.63)	Art Unit	E. McElwain
	Ei Nomo	E. MCEIWEIN

		Examiner Name	E. Hella	
As the below named inventor, I hereby d My residence, mailing address, and citizen I believe I am the original and first inventor	ship are as stated below next	to my name. claimed and for which a patent is	sought on the inversi	on entitled:
SYNTHETIC DNA SEQ	UENCES HAVING	ENHANCED INSECTIC	IDAL ACTIV	ITY IN MAIZE
		e of the Invention)		
the specification of which is attached hereto OR was filed on (MM/DD/YYYY)	04/11/2000	as United States	Application Number	or PCT international
Application Number 09/547,4	22 and wa	s amended on (MM/DD/YYYY)		(If applicable).
I hereby declare that the subject matter my or our invention and was invented be I hereby state that I have reviewed and specifically referred to above.	understand the contents of th	e above identified specification, in	boung the classe, -	was part of samended by any amendment
I acknowledge the duty to disclose info material information which became an				the or plant breeder's rights
continuation-in-part application. I hereby claim foreign priority benefits u certificate(s), or 365(a) of any PCT intended have also identified below, by che international application having a filing	forming of	optication for patent, inventors or ion on which priority is claimed.	pan broods a na	
Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
A different formion anniversion fill	nbers are listed on a supplem	ental priority data sheet PTO/SB/0	2B attached hereto:	
Additional foreign application for		(Page 1 of 2)		

[Page 1 of 2]

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- UTILITY OR DESIGN PATENT APPLICATION SUPPLEMENTAL DECLARATION -Correspondence address below 022847 Direct all correspondence to: X Customer Number or Bar Code Label Name Address Address ZIP State City Telephone I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are between to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any point issued thereon. A petition has been filed for this unsigned inventor Name of Sole or First Inventor: Family Name **Koziel** Given or Surname Michael Name Date Feb. 22, 2002 **Inventor's** Signature **USA** USA Citizenship NC Country State Residence: City Raleigh Mailing Address 1601 Liatris Lane **Mailing Address** USA ZIP 27613 Country NC Raleigh State City A petition has been filed for this unsigned inventor Name of Second Inventor: Family Name Desai Given or Surname Nalini Name **Inventor's** Date Signature - USA Citizenship USA NC Residence: City Chapel Hill Country State 3054 Cornwallis Road **Mailing Address Mailing Address** ZIP 27709 USA NC Research Triangle Park Country State City Additional inventors are being named on the 4 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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DECLARATION

Supplemental Sheet Page 3 of 6

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Name of Additional Joint Inventor, if any			A petition has been file		E.
Given Name (first and middle [if any])			Family Nar	ne or Sun	name
		1	ewis		
Kellya		<u> </u>			
Inventor's Signature					Date
Residence: City Cary	State N	c c	ountry USA	C	tizenship USA
Mailing Address 103 McCoy Court					
Malling Address				Country	IISA
City Cary	State NO		ZIP 27511		
Name of Additional Joint Inventor, if an	y:		A petition has been fil		
Given Name (first and middle [if any])			Family N	ame or St	mame
		-	Warren		
Gregory					Date
Inventor's Signature					
	State	NC	Country USA		Citizenship USA
Residence: City Apex			·		
Mailing Address 3054 Cornwallis R	oad				
Mailing Address			T	-T	
	State N	IC	ZIP 27709	Cou	intry USA
City Research Triangle Park			A petition has been fi	led for thi	s unsigned inventor
Name of Additional Joint Inventor, if a					or Sumame
Given Name (first and middle [if any	<u>D</u>				
Steve			Evola		T
Inventor's			·		Date
Signature				USA	Citizenship USA
Residence: City Cary	State	NC	Country	- UII	
Mailing Address 3054 Cornwall	is Road				
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Supplemental Sheet Page 4 of 6 DECLARATION

Name of Additional Joint Inventor, if an	y:				is unsigned invertor
			Family N	ame or S	mame
Given Name (first and middle [if any])		W	right		
Martha		L			
Inventor's Signature					Date
Residence: City Overland Park	State KS		Country USA	1	Citizenship USA
Mailing Address 6300 West 108th St	reet				
Mailing Address	Chata	KS	ZIP 66211	Count	try USA
City Overland Park	1022			filed for the	nis unsigned inventor
Name of Additional Joint Inventor, if a		T	Family	Name or	Sumame
Given Name (first and middle (if any	(1)		Launis		
Karen			Launis	<u></u>	
Inventor's Signature					Date
Residence: City Franklinton	State NO	C	Country USA		Citizenship USA
Mailing Address 3054 Cornwallis I	Road				
Mailing Address				1	
City Research Triangle Park	State	NC	ZIP 27709	c	ountry USA
Name of Additional Joint Inventor, if			A petition has been	n filed for l	this unsigned inventor
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Given Name (first and middle [if a	וואָט		•	•	·
Steven J.			Rothstein		
Inventor's Signature					Date
Residence: City Clive	State	IA	Country USA		Citizenship USA
Mailing Address 13140 Cedarwood	Avenue				
Mailing Address			71P 503		Country USA
City Clive	State	IA	Zip 503.	upon the m	eeds of the individual case. Any comments and Trademark Office, Washing

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Supplemental Sheet
Page 5__ of 6_ DECLARATION

Name of Additiona	l Joint inventor, if any	:	***************************************		petition	has been fi	led for thi	s unsigned invertig
			T			Family Na	me or Su	mame
Given National Cindy	me (first and middle [if any])			Вс	wman			
Inventor's Signature								Date
Residence: City Rale	eigh	State	NC	Cc	untry	USA		Hizenship USA
	5217 Leiden Lane	:						
Mailing Address				· -			1	
City	Raleigh	State	NC		ZIP 27		Countr	
	al Joint Inventor, if an	y:			petition			s unsigned inventor
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John L.					Daws	on	· · · · · · · · · · · · · · · · · · ·	
Inventor's Signature								Date ·
	ceensboro	State	NC		Country	USA		Citizenship USA
Mailing Address 30)54 Cornwallis R	oad	<u> </u>			<u> </u>		
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City Research	Triangle Park	State	NC		ZIP 2	7709	Cou	untry USA
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Signature Residence: City	illsborough	State	NC		Countr	, USA	1	Citizenship USA
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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 6 of 6

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Name of Additional Joint Inventor, if any	/:] A	petition has bee	n filed fo	x i x	unsigned invest
		-			Name o		
Given Name (first and middle [if any])			Pac				
Gary M. Paul		!	Tac			1	
Inventor's Signature						1.	Date
Residence: City	State	NC	Col	untry	USA	Ci	zenship USA
Mailing Address 306 Oregon Circle							
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	State N	С	Z	P 27511	Co	unby	USA
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Jan				Suttie		•	
Inventor's							Date ·
Signature Residence: City Raleigh	State	NC	C	ountry USA			Citizenship USA
Mailing Address 3054 Cornwallis	Road						
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City Research Triangle Park	State	NC		ZIP 27709		Coun	try USA
Name of Additional Joint Inventor, if a	ny:	Ε] A			_	unsigned inventor
Given Name (first and middle [if any	D .			F	amily Na	me o	Sumame
Nadine			(Carozzi		· 	
Inventor's Signature				·		<u>:</u> _	Date
Residence: City Raleigh	State	NC		Country	USA		Citizenship USA
Mailing Address 8308 Meadow Rid	ge Cou	rt					
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City Raleigh	State	NC		ZIP 2761	5	<u> ca</u>	ountry USA

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SUPPLEMENTAL **DECLARATION FOR UTILITY**

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Attorney Docket Number	18805H						
First Named Inventor	Michael Koziel						
COMPLETE IF KNOWN							
Application Number	09/ / 547,422						
Filing Date	April 11, 2000						
Art Unit	1638						
Examiner Name	E. McElwain						
Examiner Hame							

OR DESIGN	N	Filing Date	April	11, 2000	·
PATENT APPLIC (37 CFR 1.6		Art Unit	1638		
(37 OFR 1.0		Examiner Name	E. McI	lwain	
As the below named inventor, I hereby of My residence, mailing address, and citizen I believe I am the original and first inventor	ship are as stated below next	to my name. claimed and for which a patent i	s sought on the im	rention entitled:	
SYNTHETIC DNA SEQ					MAIZE
	(Titl	e of the invention)			
the specification of which is attached hereto OR Was filed on (MM/DD/YYYY)	04/11/2000	as United State	es Application Nur	nber or PCT Inter	national
Application Number 09/547,4	and wa	is amended on (MM/DD/YYYY)		· · · · · · · · · · · · · · · · · · ·	(if applicable).
I hereby declare that the subject matter my or our invention and was invented be	of the attached amendmentation at the filing date of the original states are the original states at the original states are th	UNI NODICETTON, NOUVE INTERIOR	or such invention.	s, as amended by	was part of
my or our invention and was invented be I hereby state that I have reviewed and specifically referred to above. I acknowledge the duty to disclose info material information which became av	ormation which is material to p	patentability as defined in 37 CFF ate of the prior application and	R 1.56, including for the national or F	or continuation-in- PCT international	part applications, filing date of the
I hereby claim foreign priority benefits u	inder 35 U.S.C. 119(a)-(d) or (emational application which d	f), or 365(b) of any foreign applic esignated at least one country of	ation(s) for patent,	ed States of Ame rights certificate(s	rica, listed below), or of any PCT
and have also identified below, by che international application having a filing Prior Foreign Application	Country	Foreign Filling Date (MM/DD/YYYY)	Priority Not Claimed	Certified Cop YES	NO
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Additional foreign application nu	mhers are listed on a supplem	ental priority data sheet PTO/SB	02B attached here	rto:	
Additional foreign application hu	Hilbert die Hotos ou o seppe	[Page 1 of 2]			comme

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SUPPLEMENTAL DECLARATION — UTILITY OR DESIGN PATENT APPLICATION Correspondence address below Direct all correspondence to: X Customer Number 022847 or Bar Code Label Name <u>Address</u> Address ZIP State City Fax I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or true; and further that these statements were made with the knowledge that willful false statements. imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. A petition has been filed for this unsigned inventor Name of Sole or First Inventor: Family Name Koziel Given or Surname Michael Name Date **Inventor's** Signature USA USA | Citizenship NC Country State Residence: City Raleigh Mailing Address 1601 Liatris Lane Mailing Address ZIP 27613 USA Country NC State Raleigh A petition has been filed for this unsigned inventor Name of Second Inventor: Family Name Desai Given or Surname Nalini Name Date inventor's Signature USA USA Citizenship NC Residence: City Chapel Hill Country State 3054 Cornwallis Road **Mailing Address Mailing Address** ZIP 27709 USA NC Country Research Triangle Park State City Additional inventors are being named on the 4 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 3 of 6

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Name of Additional Joint Inventor, if any:	:			Ap	etition has been				
Name of Additional Community and middle [if any])					Family N	ame or S	uman	ne	
Given Name (first and middle [if any])				Lev	vis				
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inventor's							Dat	e	
Signature			NC	Cou	ntry US	SA ·	Citiza	enship US	A
Residence: City Cary	State	θ	NC	Cou	iu y				1
Mailing Address 103 McCoy Court									
Mailing Address	Sta	to 1	NC _	ZI	27511	Cour	ntry	USA	
City Cary					etition has been	filed for	this ur	nsigned invento	-
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Mailing Address 3054 Cornwallis I									
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City Research Triangle Park		State	NC		ZIP 27709				
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Steve						. •	•	Date	
Inventor's						•			****
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ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 4 of 6

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Name of Additional Joint Inventor, if any		τ^{-}		ame or Su	•
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Steven J.	·		Rothstein		
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DECLARATION

ADDITIONAL INVENTOR(S)
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Page 5__ of 6_

Name of Additional Joint Inventor, if any	:		· ·	ed for this unsigned inverter		
Family Name of Surano						
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Cindy						
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Inventor's				Date		
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U.S. Patent D. Pate

DECLARATION

Supplemental Sheet Page 6 of 6

Name of Additional Joint Inventor, if an	/ :	□ A			this unsigned inventor	
Family Mainte Or Contains						
Given Name (first and middle [if any])		Pa	cė			
Gary M. 2000						
Inventor's Signature	1				Date USA	
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Mailing Address		- T		T	ntry USA	
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Inventor's					Date	
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Mailing Address			27709	١,	Country USA	
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Inventor's Signature / Jadine	(as-	•		IIC A	Citizenship USA	
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Mailing Address 8308 Meadow Ri	dge Court			····		
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SUPPLEMENTAL **DECLARATION FOR UTILITY** OR DESIGN PATENT APPLICATION (37 CFR 1.63)

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Attorney Docket Number	18805世						
First Named Inventor	Michael Koziel						
COMPLETE IF KNOWN							
Application Number	09/ / 547,422						
	April 11, 2000						
Filing Date							
Art Unit	1638						
Examiner Name	E. McElwain						

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		Examiner Name			一
As the below named inventor, I hereby do My residence, mailing address, and citizens I believe I am the original and first inventor	thin are as stated below next	t to my name. s claimed and for which a patent is s	ought on the im	vertion entitled:	
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Country I hereby declare that all statements made herein of m true; and further that these statements were made imprisonment, or both, under 18 U.S.C. 1001 and the thereon.	y own knowled with the knowl at such willful	ge are true and ledge that will false statemen	its may jeo	pardize the validity of	the application of any page 155000
Name of Sole or First Inventor:			A F	etition has been file	ed for this unsigned investor
Given Name Michael			Family N or Surna		
Inventor's Signature					Date
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City Raleigh	State	NC	ZIP 2		Country USA
Name of Second Inventor:				petition has been fi	led for this unsigned inventor
Given Name Nalini			Family or Sur		i
Inventor's Signature				·	Date
Residence: City Chapel Hill	Sta	te NC	Count	y USA	Citizenship USA
Mailing Address 3054 Cornwallis	Road				
Mailing Address					7704
City Research Triangle Park		NC	z	27709 .	Country USA
X Additional inventors are being named on	the <u>4</u> supp	lemental Ado	litional Inv	entor(s) sheet(s) P1	O/SB/02A attached hereto.

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Supplemental Sheet
Page 3 of 6 DECLARATION

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Name of Additional Joint Inventor, it any					· ·
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Kellyu	Lewis				
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Residence: City Cary	State	NC C	ountry USA	<u> </u>	
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Mailing Address 3054 Cornwallis	Road				
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Mailing Address	State	NC	ZIP 27709	Co	mtry USA
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Steve			Evola	· · · · · ·	T
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Signature		NC	Country	USA	Citizenship USA
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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 4 of 6

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Name of Additional Joint Inventor, if any	<u>.</u>		A petition has been fil-		
Given Name (first and middle [if any])			Family Nau	me or Suna	ane
		W	right		
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Inventor's Signature		— <u> </u>			zenship USA
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Mailing Address 6300 West 108thsSt	reet				
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City Overland Park	State	KS	ZIP 66211		
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Karen		1	Launts		
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Residence: City Clive	State	<u>IA</u>	Country USA		
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Cindy		I	Bowman		<u> </u>
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Inventor's Signature					Date
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Mailing Address 5217 Leiden Lane	<u> </u>				
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John L.			Dawson		
Inventor's Signature			·		Date -
Residence: City Greensboro	State N		Country USA		Citizenship USA
Mailing Address 3054 Cornwallis R	oad				•
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Erik			Dunder ·	• • •	
Inventor's Signature					Date
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Supplemental Sheet Page 6 of 6 DECLARATION

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Residence: City	State	NC	Cou	us A	Cî	tizenship 0071
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	State	, nc	c	ountry USA		Citizenship USA
Residence: City Raleigh Mailing Address 3054 Cornwallis						·
Mailing Address City Research Triangle Park	Sta	te NC		ZIP 27709	Cou	ntry USA
Name of Additional Joint Inventor, if a				petition has been file	d for this	sunsigned inventor
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Residence: City Raleigh		e NC		Country	<u> </u>	100
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SUPPLEMENTAL DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

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Attorney Docket Number	18805日					
First Named Inventor	Michael Koziel					
	IF KNOWN					
Application Number	09/ / 547,422					
	April 11, 2000					
Filing Date	1638					
Art Unit						
Examiner Name	E. McElwain					

PATENT APPLICA	TION		1.600	
(37 CFR 1.63)		Unit	1638	
407		aminer Name	E. Mc	Elwain
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I hereby declare that the subject matter of the my or our invention and was invented before	ne attached amendment e the filing date of the original ap	amendment filed on plication, above identified for	such invention.	was part o
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Additional foreign application number	ers are listed on a supplemental	oce 1 of 2)		

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Under the Pacerwork Reduction Act of 1995, no persons are required to resson ADDITIONAL INVENTOR(S) Supplemental Sheet Page 3 of 6 DECLARATION

A petition has been filed for this unsigned inventor Name of Additional Joint Inventor, if any: Family Name or Sumame Given Name (first and middle [if any]) Lewis **Kelly**u Date Inventors Signature USA Citizenship USA NC Country State Residence: City Cary 103 McCoy Court Mailing Address Mailing Address Country USA ZIP 27511 NC State City Cary A petition has been filed for this unsigned inventor Name of Additional Joint Inventor, if any: Family Name or Sumame Given Name (first and middle [if any]) Warren Gregory Date Inventor's Signature Citizenship Country USA NC State Residence: City Apex 3054 Cornwallis Road Mailing Address Mailing Address USA Country ZIP 27709 State NC Research Triangle Park ☐ A petition has been filed for this unsigned inventor Name of Additional Joint Inventor, if any: Family Name or Surname Given Name (first and middle [if any]) Evola Steve Date Inventor's Signature USA Citizenship USA NC Country State Cary Residence: City

ZIP 27709 City Research Triangle Park State NC Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

3054 Cornwallis_Road

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Supplemental Sheet Page 4 of 6

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Given Name (first and middle [if any]) Family N					ne or St	mame -
Martha			Wri	ght		
Inventor's						Date
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Inventor's Signature						Date ·
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Mailing Address 3054 Cornwallis Ro	oad					
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DECLARATION

ADDITIONAL INVENTOR(S)
Supplemental Sheet
Page 5 of 6

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Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Family Name or Sumame								
Given Name (first and middle (in 24))								
Cindy Boyce								
Inventor's Signature						- -	Date 2/21/02	
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John L.				Dawso	n	· ·		
Inventor's Signature							Date	
Residence: City Greensboro	State	NC		Country	USA		Citizenship USA	
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Erik				Dunder		<u>. </u>		
Inventor's Signature							Date	
Residence: City Hillsborough	State	NC		Country	USA		Citizenship USA	
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DECLARATION

ADDITIONAL INVENTORS)
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Gary M. 2	P	Pace						
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Inventor's Signature					 	+	Date	
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Mailing Address 306 Oregon Circle								
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City Cary State NC				ZIP 27511 Country USA				
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Residence: City Raleigh	State	NC		Country	USA		Citizenship USA	
Mailing Address 8308 Meadow Ridg	ge Co	urt						
Mailing Address					 -		TIC.	
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	First Named Inventor	Michael Koziel
SUPPLEMENTAL		IF KNOWN
DECLARATION FOR UTILITY	Application Number	09/ / 547,422
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Steven J. Jan WMA Rothstein 751	02/02
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John L.				<i>DaD</i>		
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Supplemental Sheet Page 6 of 6

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INAU	First Named Inventor	Michael Koziel
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OR DESIGN	Filing Date	April 11, 2000
PATENT APPLICATION	Art Unit	1638
(37 CFR 1.63)	Examiner Name	E. McElwain

s the below named inventor, I hereby declare that: By residence, mailing address, and citizenship are as stated below next to my name.
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I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, as attended by any amendment specifically referred to above.
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and have also identified below, by checking the box, any foreign application on which priority is claimed.
Prior Foreign Application Number(s) Number(s) International application Aving a many data seems of the priority (MM/DD/YYYY) Foreign Filing Data (MM/DD/YYYY) Not Claimed YES NO
Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

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Supplemental Sheet Page 3 of 6 DECLARATION

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ADDITIONAL INVENTORS)
Supplemental Sheet
Page 4 of 6 **DECLARATION**

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ADDITIONAL INVENTORS)
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Page 6 of 6

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	First Named Inventor	Michael Koziel						
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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63) APR () 8 2002	Application Number	09/ / 547,422						
	Filing Date	April 11, 2000						
	Art Unit	1638						
	Evaminer Name	E. McElwain						

As the below named inventor, I hereby declare the My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: SYNTHETIC DNA SEQUENCES HAVING ENHANCED INSECTICIDAL ACTIVITY IN MAIZE (Title of the Invention) the specification of which is attached hereto as United States Application Number or PCT International OR 04/11/2000 was filed on (MM/DD/YYYY) (if applicable). and was amended on (MM/DD/YYYY) 09/547,422 Application Number es part of attached amendment amendment filed on my or our invention and was invented before the filing date of the original application, above identified for such invention. I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have the transfer of the state o and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or of any PCT international application and international application below. international application having a filing date before that of the application on which priority is claimed. Certified Copy Attached? Foreign Filing Date (MM/DD/YYYY) **Priority** NO YES **Not Ctalmed** Country Prior Foreign Application Number(s) Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto:

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ADDITIONAL INVENTOR(S)
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Page 3 of 6

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Inventor's Signature					Date
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John L. Dawson							
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